



# राजपत्र, हिमाचल प्रदेश

## (असाधारण)

हिमाचल प्रदेश राज्यशासन द्वारा प्रकाशित

शिमला, बोरवार, ७ अप्रैल, १९६६/१७ चैत्र, १८८८

### GOVERNMENT OF HIMACHAL PRADESH

#### PANCHAYATS DEPARTMENT

#### NOTIFICATION

*Simla-4, the 28th March, 1966*

**No. Panch. 20-205/59-II.**—With reference to Himachal Pradesh Government (Panchayat Department) Notification of even number dated the 22nd December, 1965 and in exercise of the powers vested in him under section 135 of the Himachal Pradesh Panchayat Raj Act, 1952, the Lieutenant Governor, Himachal Pradesh is pleased to make the following amendments in the Himachal Pradesh Panchayat Rules made under the Himachal Pradesh Panchayat Raj Act, 1952, as published in the Gazette of Government of India, Part III, Section 3 of the 13th September, 1953. This will come into force with immediate effect.

#### AMENDMENTS

I. Rule 108 shall be substituted by the following:

“Rule 108. *Election of Sarpanch and Naib-Sarpanch.*—(1) Soon after the selection of the Panches as aforesaid has been made, the District Magistrate shall ask the Returning Officer to invite proposals

from the Panches for the election of a Sarpanch and Naib-Sarpanch in each Nyaya Panchayat in his Tehsil, on nomination papers (form No. 38). The Returning Officer shall notify the last date, time and place for filing, withdrawal and scrutiny of the nomination papers.

(2) After the scrutiny of the nomination papers, the Returning Officer shall fix the date, time and place for the election of Sarpanch and Naib-Sarpanch in each Nyaya Panchayat, in which more than one nomination papers have been filed for each office, at least 15 days before the said date and shall notify all the Panches about it individually at least 7 days before the said election through a proper agency.

(3) The Returning Officer shall intimate the names of those Sarpanches and Naib-Sarpanches in each Nyaya Panchayat who have been returned unopposed to these offices, to the District Magistrate on form No. 39 and the District Magistrate shall publish their names in the manner as provided in rule 106.

(4) After observing the formalities of sub-rule (2), the Returning Officer shall simultaneously appoint, Presiding Officer for each Nyaya Panchayat to conduct the election of a Sarpanch and a Naib-Sarpanch, and shall hand over to him the nomination papers received.

(5) On the date fixed for the election of the Sarpanch and Naib-Sarpanch, the Presiding Officer after verifying the identity of the Panches present shall announce the names of the candidates contesting for the office of Sarpanch and Naib-Sarpanch. The Presiding Officer shall first hold the election of Sarpanch by taking votes in favour of each candidate by show of hands in the manner provided in rule 105 above, provided that where there is equality of votes, the Presiding Officer shall decide the issue by casting lots in such manner as he may determine. Then the Presiding Officer shall hold the election of Naib-Sarpanch in the same manner as that of Sarpanch.

(6) The Presiding Officer shall forward the result of the election to the District Magistrate through the Returning Officer in form No. 40 who shall publish the same in the manner provided in rule 106."

II. After form No. 37 to the said rules, the following forms shall be added:

#### FORM NO. 38

Name of the Nyaya Panchayat:

Name of the office (Sarpanch or Naib-Sarpanch):

Name of the candidate:

Name of the candidate's father or husband:

Age:

Profession:

Address:

The number in the register of members in which he is entitled to vote:

I hereby declare that I am willing to serve as Sarpanch/Naib-Sarpanch, if elected.

Date:

*Signature of the candidate.*

Serial No.

Date on which and time at which the nomination paper was delivered to the Returning Officer:

Returning Officer's remarks:

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FORM No. 39

1. Serial No.
2. Name of the Nyaya Panchayat and Tehsil:
3. Name of the unopposed candidate:
4. Whether for Sarpanch or Naib-Sarpanch:

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FORM No. 40

Name of the Nyaya Panchayat....., Tehsil.....,  
District.....

1. Serial No.
2. Name of the candidate:
3. For the office of Sarpanch/Naib-Sarpanch:
4. Total votes cast:
5. Votes received:
6. Report of the Presiding Officer:
7. Remarks of the Returning Officer.

MOHINDRA LAL,  
*Under Secretary.*

